



47 BUILDING
January 17, 2006

George W. Bruchmann, Chief
Waste and Hazardous Materials Division
State of Michigan Department of Environmental Quality
Constitution Hall
525 West Allegan Street
Lansing, MI 48909-7741

RE: Midland Representative Soils Sampling and Analysis Plan In Support of
Bioavailability Study

Dear Mr. Bruchmann:

Enclosed are copies of the work plan for the *Midland Representative Soils Sampling and Analysis Plan in Support of Bioavailability Study* that has been revised based upon conversations and correspondence with and from the Michigan Department of Environmental Quality (MDEQ) for your review and approval.

The Dow Chemical Company (Dow) remains ready to commence the implementation of this plan upon its approval. However, Dow believes that the entire work plan must be approved before commencing implementation for the following reasons:

- To obtain the necessary access agreements with the appropriate private property owners the sample grid must be finalized so Dow knows whom to initiate contact.
- The process to maintain data confidentiality and to unlock the blinding procedure must be approved and be made final so when Dow describes the procedures to a property owner, the property owner will know that the terms of the property owner's grant of access will not change.
- The target analyte list must be finalized so that Dow can inform a property owner for what parameters the property owner's soil will be analyzed for before the property owner grants Dow access for sampling.

George W. Bruchmann
January 17, 2006
Page 2

- In order to finalize the plan we need to reach agreement on who will hold the code to unblind the sample location, if the criterion is exceeded for a particular sample. Dow is proposing that Tom Phillips, a lawyer and partner with Miller Canfield law firm, who represents the City of Midland, hold the code.

Please contact David Gustafson (989-636-2953) or myself if you have questions.

Sincerely,

A handwritten signature in black ink that reads "Ben Baker". The signature is fluid and cursive, with the first name "Ben" and last name "Baker" clearly distinguishable.

Ben Baker
Senior Environmental Project Leader
Michigan Operations
47 Building
Midland, MI 48667